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CENTRAL FAX CENTER**AUG 17 2004****OFFICIAL****TO:** Examiner Mohamed
Charioui, Tech Center 2857
FIRM: USPTO
FAX NO.: (703) 872-9305**From:**Kevin G. Mierzwa**Date:**August 17, 2004**Our File No.:**125755 (GEMS 0160 PUS)
10/064,128**Your Ref. No.:****Comments:**Attached is Notice of Appeal from the decision of the
Primary Examiner dated May 17, 2004, as well as Fee
Transmittal for FY 2004.**Total Pages (incl. Cover sheet):** 4

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AUG 17 2004
OFFICIAL PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of

Claude Scher

Group Art Unit: 2857

Serial No.: 10/064,128

Examiner: Charioui, Mohamed

Filed: 06/13/2002

For: DIAGNOSTIC SYSTEM FOR A DATA ACQUISITION SYSTEM

Attorney Docket No.: 125755 (GEMS 0160 PUS)

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

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Signature

Kevin G. Mierzwa

Date:

8/17/04

NOTICE OF APPEAL FROM THE PRIMARY**EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**
(37 C.F.R. § 1.191)Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed May 17, 2004, finally rejecting claims 1-20.


This application is on behalf of other than a small entity.

The fee for filing the Notice of Appeal is \$330.00.

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(10/064,128)

The Commissioner is hereby authorized to charge payment of the required fees during the pendency of this application or credit any overpayment to Deposit Account No. 50-0476.

Respectfully Submitted,



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Dated: 8/17/04